

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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IN THE MATTER OF THE PETITION OF WABASH)
VALLEY POWER ASSOCIATION, INC., FOR)
AUTHORITY TO EXECUTE NOTES AS EVIDENCE)
OF INDEBTEDNESS UP TO \$53 MILLION)
PAYABLE AT PERIODS OF MORE THAN)
TWELVE MONTHS FOR THE PURPOSE OF)
FUNDING THE PURCHASE OF THE GENERATING)
FACILITIES AND RELATED COSTS)

CAUSE NO. 42505

FILED

JAN 16 2004

INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission has caused the following entry to be made:

On August 29, 2003, Petitioner Wabash Valley Power Association, Inc. filed with the Commission its "Application That The Commission Find Certain Information Filed In This Cause To Be Treated And Maintained As Confidential," which appears in the following words, to-wit:

[H.I.]

Attached to Petitioner's Application was the sworn statement of Nisha Harke, a Financial Principal with Petitioner. Ms. Harke stated that testimony and exhibits she will be filing in this case include portions of financial forecast for the years 2003-2007. Those forecasts are considered by the company to be confidential and the company takes steps to maintain their secrecy. Ms. Harke further stated that the information would have value to marketers who could use the information to offer their resources at prices slightly below Wabash Valley's costs instead of the market price of power.

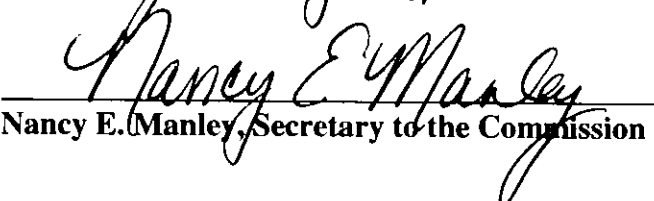
The Presiding Officers, having reviewed the matters alleged in the Verified Petition find that there is a sufficient basis for a preliminary finding that confidential procedures are appropriate and should be followed concerning Articles 4, 5 and 6 of the Contract. Accordingly, the Petitioner should *hand deliver* to the Presiding Administrative Law Judge the documents described, under seal with the Cause Number of this proceeding, and marked as confidential, and such information shall be treated as confidential on a preliminary basis, in accordance with IC § 5-14-3-4.

IT IS SO ORDERED.


David W. Hadley, Commissioner


Gregory S. Colton, Administrative Law Judge

Dated: January 16, 2004


Nancy E. Manley, Secretary to the Commission